DATE: 2-13-67

NAME	PRESENT	ABSENT/ EXCUSED
REP. RON STOKER, VICE CHAIR		
REP. DAVE GALLIK, VICE CHAIR		
REP. JULIE FRENCH		
REP. GEORGE EVERETT		
REP. HOLLY RASER	V /	
REP. ROGER KOOPMAN	V	
REP. DOUGLAS CORDIER		
REP. KRAYTON KERNS		
REP. ROBYN DRISCOLL		
REP. KEN PETERSON		
REP. JESSE O'HARA	V	
REP. TOM MCGILLVRAY		
REP. DEBORAH KOTTEL		
REP. JOHN WARD		
REP. BOB EBINGER		
REP. RICK JORE	V /	
CHAIRMAN DIANE RICE	V	



February 14, 2007 Page 1 of 2

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 256 (first reading copy -- white) do pass as amended.

Signed:

Répresentative Diane Rice, Chair

And, that such amendments read:

1. Title, lines 6 and 7.

Following: "LAWS;"

Insert: "AND"

Strike: "; AND" through "DATE"

2. Page 8, line 26.

Strike: "a master" through "subleases"

Insert: "other agreements regarding the operation of the entire

real estate"

3. Page 9, line 11.

Following: "(20)"

Insert: "(a)"

4. Page 9.

Following: line 13

Insert: "(b) The term does not include the sale of an undivided
 fractionalized long-term estate in real property that is
 intentionally structured as a security pursuant to Title 30,
 chapter 10, and that is in compliance with regulations of
 and filings required by the securities exchange commission
 under 17 CFR 230.506."

5. Page 10, line 1.

Strike: "to 35"

Insert: "or more"

6. Page 10, line 2.

Following: the second "agreement"

Committee Vote:

Yes 16, No 1

Fiscal Note Required

Insert: ":

(i)"

7. Page 10, line 4.

Following: "termination"

Insert: "; and

(ii) complies with any other requirement imposed by rule by the board of realty regulation under 37-51-203 regarding the disclosure and use of a management agreement, including the use of a master lease agreement"

8. Page 12, line 2.

Strike: section 4 in its entirety



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 60 (first reading copy -- white) do pass as amended.

Signed:

Representative Diane Rice, Chair

And, that such amendments read:

1. Page 2.

Following: line 28

Insert: "(7) The program may also, to the extent that funds are
 appropriated for the operation of the program, develop and
 implement an alternative dispute resolution component to the
 program."

- END -

Committee Vote:
Yes 10, No 7
Fiscal Note Required

COMMITTEE FILE COPY

TABLED BILL

The HOUSE JUDICIARY COMMITTEE TABLED HB 379, by motion, on Tuesday, February 13, 2007.

(For the Committee)

(Chief Clerk of the House)

(Time

(Date)

February 13, 2007

Katie Butcher, Secretary

Phone: 406-444-4745



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 397** (first reading copy -- white) **do pass**.

Signed:

Representative Diane Rice, Chair

- END -

Committee Vote:
Yes 14, No 3
Fiscal Note Required ____



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 423 (first reading copy -- white) do pass as amended.

Signed:

Representative Diane Rice, Chair

And, that such amendments read:

1. Page 3, line 12.

Following: "complete"

Insert: ", during the period for which the person's license is suspended,"

2. Page 3, line 16.

Following: "equipped"

Insert: ", during the period for which the person's license is suspended,"

- END -

Committee Vote:
Yes 13, No 4
Fiscal Note Required



February 13, 2007 Page 1 of 2

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 435 (first reading copy -- white) do pass as amended.

Representative Diane Rice, Chair

And, that such amendments read:

1. Title, line 6.

Following: "OFFENSES;"

Insert: "PROHIBITING CERTAIN PERSONS FROM SELLING CONFIDENTIAL CRIMINAL JUSTICE INFORMATION AND PROVIDING A PENALTY; "

2. Title, line 8. Following: "AN"

Insert: "IMMEDIATE EFFECTIVE DATE AND AN"

3. Page 1, line 28.

Following: "crime"

Insert: ", or with an individual having unique knowledge of the crime or preparation for the crime,"

4. Page 1, line 30.

Following: "item"

Insert: "owned or obtained by an individual convicted of a qualifying crime or obtained,"

Following: "produced"

Insert: ","

5. Page 2.

Following: line 25

"NEW SECTION. Section 3. Sale of confidential Insert: criminal justice information prohibited -- penalty. (1) An individual convicted of a qualifying crime, or an individual having unique knowledge of the crime or preparation for the

Committee Vote:

Yes 16, No 1

Fiscal Note Required

321321SC.h

crime, may not sell or exchange confidential criminal justice information, as defined in 44-5-103.

(2) The office shall require that any funds obtained in violation of subsection (1) be deposited into the escrow fund, provided for in 53-9-104, for the benefit of a victim of a qualifying crime, to be held as provided in 53-9-104."

Insert: "NEW SECTION. Section 4. Codification
 instruction. [Section 3] is intended to be codified as an
 integral part of Title 53, chapter 9, part 1, and the
 provisions of Title 53, chapter 9, part 1, apply to [section 3].""

Renumber: subsequent sections

6. Page 2.

Following: line 29

Insert: "NEW SECTION. Section 6. Effective date. [This act]

is effective on passage and approval."

Renumber: subsequent section



February 13, 2007 Page 1 of 3

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 452 (first reading copy -- white) do pass as amended.

Signed:

Representative Diane Rice, Chair

And, that such amendments read:

1. Title, line 4.

Strike: "AWARD"

Insert: "ACKNOWLEDGMENT"

2. Title, line 5.

Strike: "CREDITS"

Insert: "CREDIT"

Following: "THAT"

Insert: "MAY"

3. Title, line 6.

Following: "REDUCE"

Insert: "SUPERVISED"

Following: "PAROLE;"

Insert: "AND"

Strike: "SECTIONS 46-23-216 AND"

Insert: "SECTION"

4. Title, lines 6 and 7.

Strike: "; AND PROVIDING AN APPLICABILITY DATE"

5. Page 1, lines 11 and 12.

Strike: "award an achievement credit of a specified number of

days to"

Insert: "acknowledge achievements by"

Committee Vote:

Yes 13, No 4

Fiscal Note Required X

6. Page 1, lines 13 through 17.

Strike: "The" on line 13 through "parole." on line 17

7. Page 1, lines 18 and 19.

Strike: "award" on line 18 through "below" on line 19

Insert: "acknowledge achievements, such as"

8. Page 1, line 20.

Strike: "for"

Strike: ", 180 days"

9. Page 1, line 21.

Strike: "for"

Strike: ", 365 days"

10. Page 1, line 22.

Strike: "for"

Strike: ", 365 days"

11. Page 1, line 23.

Strike: "for"

Strike: ", 365 days"

12. Page 1, line 24.

Strike: "for each month of"

Strike: "15 days"

Insert: "for 6 or more months"

Strike: "and"

13. Page 1, line 25 through line 26.

Strike: "for each" on line 25 through "days." on line 26

Insert: "attendance at a faith-based, social service, or

rehabilitation activity for six or more months; or

(g) any other achievement designated by a department rule."

14. Page 1, line 27 through page 2, line 1.

Strike: subsections (3) through (5) in their entirety

15. Page 2, line 3 through line 12.

Strike: section 2 in its entirety

Renumber: subsequent sections

16. Page 3.

Following: line 1

Insert: "(b) Any of the achievements listed in [section 1(2)]
 must be considered a significant achievement by a parolee
 and must be weighted heavily by the board in deciding

whether to grant a conditional discharge from supervision to a parolee.

- (c) If the board discharges a parolee from supervision because of consideration given to an achievement pursuant to this section, the department is relieved of the obligation of supervising the parolee.
- (d) For good cause, the department may return a parolee who was conditionally discharged because of consideration given to an achievement pursuant to this section to the status of a regular parolee."

Renumber: subsequent subsections

- 17. Page 3, line 10 through line 14. **Strike:** subsection (d) in its entirety
- 18. Page 3, line 20 through line 21. **Strike:** section 5 in its entirety

- END -



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 456 (first reading copy -- white)

do pass.

Signed:

Representative Diane Rice, Chair

- END -

Committee Vote:
Yes 17, No 0
Fiscal Note Required

321323\$C.hjd



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 462 (first reading copy -- white) do pass as amended.

Signed:

Representative Diane Rice, Chair

And, that such amendments read:

1. Page 1, line 11.

Following: "reports."

Insert: "(1) A constituent services account is an account
 established by a person holding a public office in which
 funds are deposited and used for expenses in representing
 constituents or for travel or expenses related to the
 individual's elected position. A public official may
 establish an account by filing an appropriate form with the
 commissioner."

Renumber: subsequent subsections

- END -

Committee Vote: Yes 10, No 7 Fiscal Note Required



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on Judiciary recommend that House Bill 467 (first reading copy -- white) do pass as amended.

Signed:

Representative Diane Rice, Chair

And, that such amendments read:

1. Page 3, line 10.

Strike: "-- exclusion" through "panel"

Insert: "exceptions"

Strike: "(1)"

2. Page 3, line 12.

Strike: "(a)"
Insert: "(1)"

3. Page 3, lines 14 through 18.

Strike: line 14 through "9" on line 18

Insert: "(2) A claim brought by an inmate of a correctional
 facility against a health care provider arising from a
 service provided by the health care provider in a
 governmental infirmary located at the facility"

- END -

Committee Vote: Yes 13, No 4 Fiscal Note Required

321324\$C.hjd



February 13, 2007 Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 468** (first reading copy -- white) **do pass as amended**.

Signed:

Representative Diane Rice, Chair

And, that such amendments read:

1. Page 1, line 14.

Following: "proceeding"

Insert: ", except that the proceedings and records of the program
 , as they pertain to a physician, are subject to discovery
 or introduction into evidence in a disciplinary proceeding
 before the board against the physician"

- END -

Committee Vote: Yes 12, No 5 Fiscal Note Required

DATE 2-13-07 BILL NO H	<u>B 284</u> MOTION	NO	
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR			
REP. DAVE GALLIK, VICE CHAIR	Van de la constant de		
REP. JULIE FRENCH			
REP. GEORGE EVERETT			
REP. HOLLY RASER			
REP. ROGER KOOPMAN			
REP. DOUGLAS CORDIER			
REP. KRAYTON KERNS	V	j	
REP. ROBYN DRISCOLL		V	
REP. KEN PETERSON			
REP. JESSE O'HARA	V		
REP. TOM MCGILLVRAY			
REP. DEBORAH KOTTEL			
REP. JOHN WARD			
REP. BOB EBINGER			
REP. RICK JORE	V		
CHAIRMAN DIANE RICE	V		

DATE 2-13-07 BILL NO H	3 60 MOTION	NO	
MOTION:			
			T
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR			
REP. DAVE GALLIK, VICE CHAIR			
REP. JULIE FRENCH	V		
REP. GEORGE EVERETT			
REP. HOLLY RASER			
REP. ROGER KOOPMAN			
REP. DOUGLAS CORDIER			
REP. KRAYTON KERNS		V	
REP. ROBYN DRISCOLL			
REP. KEN PETERSON	<i>p</i> *	\checkmark	
REP. JESSE O'HARA	V		
REP. TOM MCGILLVRAY			
REP. DEBORAH KOTTEL			
REP. JOHN WARD			
REP. BOB EBINGER	V	1	
REP. RICK JORE		V	
CHAIRMAN DIANE RICE		V	
	10	- water section	

DATE 2-13-67 BILL NO HE	> 374 MOTION	NO	
MOTION: DO Pass			
			·
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		X	
REP. DAVE GALLIK, VICE CHAIR		\checkmark	
REP. JULIE FRENCH		×	
REP. GEORGE EVERETT		×	
REP. HOLLY RASER	·	×	
REP. ROGER KOOPMAN		×	
REP. DOUGLAS CORDIER		×	
REP. KRAYTON KERNS		X	
REP. ROBYN DRISCOLL		X	
REP. KEN PETERSON		X	
REP. JESSE O'HARA		X	
REP. TOM MCGILLVRAY		X	
REP. DEBORAH KOTTEL		×	·
REP. JOHN WARD		X	
REP. BOB EBINGER		\times	
REP. RICK JORE		X	
CHAIRMAN DIANE RICE		*	
CHAIRMAN DIANE RICE		18	

DATE 2-(3-69 BILL NO HE MOTION:	3 39/MOTION	NO	
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		X	
REP. DAVE GALLIK, VICE CHAIR	X		
REP. JULIE FRENCH	X		
REP. GEORGE EVERETT	X		
REP. HOLLY RASER	X		
REP. ROGER KOOPMAN	X		
REP. DOUGLAS CORDIER	X		
REP. KRAYTON KERNS	\times		
REP. ROBYN DRISCOLL	X		
REP. KEN PETERSON		×	
REP. JESSE O'HARA	X		
REP. TOM MCGILLVRAY	X		
REP. DEBORAH KOTTEL	×		
REP. JOHN WARD	\times		
REP. BOB EBINGER	X		
REP. RICK JORE	X		
CHAIRMAN DIANE RICE		X	

DATE 2-13-07 BILL NO <u>HE</u> MOTION:	423 MOTION	NO	
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. DAVE GALLIK, VICE CHAIR	X		
REP. JULIE FRENCH	X		·
REP. GEORGE EVERETT		×	
REP. HOLLY RASER	×		
REP. ROGER KOOPMAN		×	
REP. DOUGLAS CORDIER	X		
REP. KRAYTON KERNS	Χ		
REP. ROBYN DRISCOLL	×		
REP. KEN PETERSON	X		
REP. JESSE O'HARA	X		
REP. TOM MCGILLVRAY	×		
REP. DEBORAH KOTTEL	X		
REP. JOHN WARD	×		
REP. BOB EBINGER	X		

REP. RICK JORE

CHAIRMAN DIANE RICE

DATE 2-13-07 BILL NO HE MOTION:	3435 AS AS AS AS AS AS	winded NO	
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. DAVE GALLIK, VICE CHAIR		X	
REP. JULIE FRENCH	X		
REP. GEORGE EVERETT	X		
REP. HOLLY RASER	X		
REP. ROGER KOOPMAN	X		
REP. DOUGLAS CORDIER	×		
REP. KRAYTON KERNS	×		·
REP. ROBYN DRISCOLL	×		
REP. KEN PETERSON	X		
REP. JESSE O'HARA	X		
REP. TOM MCGILLVRAY	X		
REP. DEBORAH KOTTEL	X	-	
REP. JOHN WARD	×		
REP. BOB EBINGER	X		
REP. RICK JORE	X		

CHAIRMAN DIANE RICE

MOTION:BILL NO HE	452MOTION	NO	
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	·	X	
REP. DAVE GALLIK, VICE CHAIR	X		
REP. JULIE FRENCH	×		
REP. GEORGE EVERETT		×	
REP. HOLLY RASER	X		
REP. ROGER KOOPMAN	\prec		
REP. DOUGLAS CORDIER	X		
REP. KRAYTON KERNS	X		
REP. ROBYN DRISCOLL	X		
REP. KEN PETERSON	X		
REP. JESSE O'HARA	X		
REP. TOM MCGILLVRAY	\prec		
REP. DEBORAH KOTTEL	X		
REP. JOHN WARD	X		
REP. BOB EBINGER	X		
REP. RICK JORE		X	
CHAIRMAN DIANE RICE		X	

DATE	2-13-03 BILL NO 418 462 MOTION NO.	
MOTION:		
	amendment !	

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. DAVE GALLIK, VICE CHAIR	X		
REP. JULIE FRENCH	X		
REP. GEORGE EVERETT	X		
REP. HOLLY RASER	X		
REP. ROGER KOOPMAN	X		
REP. DOUGLAS CORDIER	X		
REP. KRAYTON KERNS	X		
REP. ROBYN DRISCOLL	X		
REP. KEN PETERSON	X		
REP. JESSE O'HARA	X		
REP. TOM MCGILLVRAY	X		
REP. DEBORAH KOTTEL	X		
REP. JOHN WARD	X		
REP. BOB EBINGER	X		-
REP. RICK JORE		×	
CHAIRMAN DIANE RICE	X		

DATE 2-13-07 BILL NO HE	462 MOTION	NO.	
MOTION: To be amended amendments	With		
<u>Comenaments</u>	2, 3, 9, 5		
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	×		
REP. DAVE GALLIK, VICE CHAIR	X		
REP. JULIE FRENCH		X	
REP. GEORGE EVERETT		X	
REP. HOLLY RASER		X	
REP. ROGER KOOPMAN		X	
REP. DOUGLAS CORDIER	X		
REP. KRAYTON KERNS		X	
REP. ROBYN DRISCOLL	1		
REP. KEN PETERSON		X	
REP. JESSE O'HARA		X	
REP. TOM MCGILLVRAY		X	
REP. DEBORAH KOTTEL		X	
REP. JOHN WARD		X	
REP. BOB EBINGER	X		

REP. RICK JORE

CHAIRMAN DIANE RICE

DATE 2-13-07 BILL NO HB 462 MOTION NO.			
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. DAVE GALLIK, VICE CHAIR	X		·
REP. JULIE FRENCH	γ ×		X
REP. GEORGE EVERETT	X		
REP. HOLLY RASER	\times		
REP. ROGER KOOPMAN		×	
REP. DOUGLAS CORDIER	×		
REP. KRAYTON KERNS		X	
REP. ROBYN DRISCOLL	X		
REP. KEN PETERSON		X	
REP. JESSE O'HARA		X	
REP. TOM MCGILLVRAY		X	
REP. DEBORAH KOTTEL	X		
REP. JOHN WARD	X		
REP BOB FRINGER			

REP. RICK JORE

CHAIRMAN DIANE RICE

10 - 7

MOTION:BILL NOTION	- 16 (MOTION	NO	
			· · · · · · · · · · · · · · · · · · ·
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. DAVE GALLIK, VICE CHAIR	X		
REP. JULIE FRENCH		X	
REP. GEORGE EVERETT	X		
REP. HOLLY RASER	X		
REP. ROGER KOOPMAN	X		
REP. DOUGLAS CORDIER		X	
REP. KRAYTON KERNS	X		
REP. ROBYN DRISCOLL	X		
REP. KEN PETERSON	X		
REP. JESSE O'HARA	X		
REP. TOM MCGILLVRAY	X		
REP. DEBORAH KOTTEL		X	
REP. JOHN WARD		×	
REP. BOB EBINGER	X		
REP. RICK JORE	X		X
CHAIRMAN DIANE RICE	X		

DATE 2-13-07 BILL NO HB 46 MOTION NO						
NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.			
REP. RON STOKER, VICE CHAIR	X					
REP. DAVE GALLIK, VICE CHAIR		X				
REP. JULIE FRENCH	X					
REP. GEORGE EVERETT		X				
REP. HOLLY RASER		X				
REP. ROGER KOOPMAN	\times					
REP. DOUGLAS CORDIER	X					
REP. KRAYTON KERNS	X					
REP. ROBYN DRISCOLL		X				
REP. KEN PETERSON		×				
REP. JESSE O'HARA	×					
REP. TOM MCGILLVRAY	X					
REP. DEBORAH KOTTEL	X					
REP. JOHN WARD	X					
REP. BOB EBINGER	X					
REP. RICK JORE	X		X			
CHAIRMAN DIANE RICE	X					

AUTHORIZED COMMITTEE PROXY

I request to be excused from	n the	1.664	
Committee because of other	commitments. Lo	lesire to leave my proxy vote wi	th:
Indicate Bill number and you number under the bill and in	ur vote Aye or No. dicate a separate v	If there are amendments, list the tote for each amendment.	nem by name and
BILL/AMENDMENT	AYE NO	BILL/AMENDMENT	AYE NO
14/2/			
11/18 30			
4B462			
Rep. Julie E. F	rench	Date	· · · · · · · · · · · · · · · · · · ·
// (Signa	ture)		

S:\Word Processing\Forms\Proxy.wpd

2-13-07

AUTHORIZED COMMITTEE PROXY

I request to be excused from the	he	Judia	cia	ry			
Committee because of other co	ommitm	ients. I	desi	re to feave my prox	y vote with:		
	V.						
Indicate Bill number and your number under the bill and indi	vote A	ye or No enarate	o. If vote	there are amendme	ents, list then nt.	n by nam	e and
BILL/AMENDMENT	AYE	NO		BILL/AMENDME		AYE	NO
BB 46201 AI		X					
48 HG201,2345		X					
HB462/11		X					
10/7							
AB 46/7A	X						
HB468+A	X						
amendment 467	X						
amendment 468	X						
					Date 2/13	. / .	1
Rep. Rich Jone				I	Date 4/13	1200	2/_
(Signat	ure)						/

Montana House of Representatives Visitors' Register

	Visitors' Register	
Judiciary COMM	ITTEE	Date 2/13/07
Bill Nos. 519, 585, Spon. 595, 597	sor(s)OISM, KEO	ne, Dickenson,
PLEASE PRINT	PLEASE PRINT	PLEASE PRINT

Name	Representing	Bill No.	Support	Oppose	Info.
JOHN BARROWS	Montana Newspaper 14550Ciaton	597		X	
Dollas Enckson	MCDL	597	X		
Vic Michay	Blains Coonly	585	X		
Doug Kaurcher	H1/1 Co.	585	X		
Sati Chiecta	ACLU	597		X	
DAN ERVING	Mf Asser Theatres	597		X	
14ris Munail	self	595	×		
AL Recks	CASUA COUNTY	595			
Ronda Wiggers	Mt Coly Trons Assoc	519	X		
Ami Granter	Mohan frative Assoc.	597		×	
John Kelly Bording	Big Hory Co		X		
Bill Kinhedy	Vellowster Co	535	X		
Rachel Carroll-larson	MHRN	597		X	
Jim Smich	County Attys Selflassociata	595	X		
William Guyaz	Selfasiounts	597	×		
Nanette Gilbertson	MT Library Association	597		X	
Tym Stumbers	Eagl Form	597	\times		
	MT Family Foundation		X		
Julgarline Bennark	Mt Ceralition Priva	cy 597		X	·

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

Self 597

cison, Keorne, Dickurson, Mester